

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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STEPHEN COLE-HATCHARD, :
Plaintiff, :
: :
v. :
: :
GEORGE HOEHMANN, as Supervisor for the :
Town of Clarkstown, New York, and in his :
individual capacity; FRANK BORELLI, as :
Councilman and Deputy Supervisor for the Town :
of Clarkstown, New York, and in his individual :
capacity; JOHN J. NOTO, as Councilman for the :
Town of Clarkstown, New York, and in his :
individual capacity; ADRIENNE D. CAREY, as :
Councilwoman for the Town of Clarkstown, New :
York, and in her individual capacity; TOWN OF :
CLARKSTOWN, NEW YORK; and TOWN :
BOARD OF THE TOWN OF CLARKSTOWN, :
NEW YORK, :
Defendants. :
-----x

ORDER

16 CV 5900 (VB)

By letter-motion dated May 25, 2021, plaintiff requests the Court seal attachment #8 in docket number 208. (Doc. #209). Paragraph 3.B. of Judge Briccetti's Individual Practices requires motions or letter-motions for approval of sealed or redacted filings to explain the reasons for seeking to file that information under seal. In his letter-motion, plaintiff provides no reason why attachment #8 should be sealed. It is clear the relevant documents are judicial documents subject to a common law and First Amendment presumption in favor of public access, Lugosch v. Pyramid Co. of Onondaga, 435 F.3d 110, 119-20 (2d Cir. 2006), and the Court finds plaintiff has failed to show a sufficient basis to justify filing under seal attachment #8 in docket number 208.

Accordingly, plaintiff's motion to seal is DENIED WITHOUT PREJUDICE to refiling in accordance with Judge Briccetti's Individual Rules.

The Clerk is directed to terminate the letter-motion. (Doc. #209).

Dated: May 25, 2021
White Plains, NY

SO ORDERED:



Vincent L. Briccetti
United States District Judge